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CRAIG WIGHTMAN
1234 COUNTY HIGHWAY 23
RICHFIELD SPRINGS, NY 13439

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AUG 03 2004

OFFICE OF PETITIONS

In re Application of	:	
Craig Wightman	:	
Application No. 10/625,473	:	ON PETITION
Filed: July 23, 2003	:	
Title: ATTACHMENT FOR A PLOW	:	

This is in response to the papers styled, "Petition To Waive Additional Fees," filed May 21, 2004. The papers were recently forwarded to this office for review.

The petition is **dismissed**.

The above-identified application was filed on July 23, 2003. However, on December 2, 2003, the Office of Initial Patent Examination mailed a "Notice To File Missing Parts," (Notice) that stated a filing date was granted, but the statutory basic filing fee and oath or declaration were missing. The Notice also required the submission of a \$65.00 surcharge for the late submission of the filing fee and oath or declaration.

Petitioner requests the waiver of "the extra \$740.00 in additional fees and/or penalties." It appears that Petitioner requests waiver of the fees associated with a request for an extension of time under 37 CFR 1.136(a), as \$740.00 is the fee required to file a request for an extension of time within the fourth month (when then instant petition was filed). However, it is noted that the maximum extendable period of time under 37 CFR 1.136(a) ended at midnight on July 2, 2004. The filing of a request for an extension of time is no longer possible and this application is considered abandoned. As such, this petition must be dismissed as moot.

Please note, information for filing a petition under 37 CFR 1.137(a) or (b) to revive the abandoned application, and information for filing a petition under 37 CFR 1.181 to withdraw the holding of abandonment, shall be sent to petitioner under separate cover.

Telephone inquiries should be directed to the undersigned at
(703) 306-9200.

A handwritten signature in dark ink, appearing to read 'Ed T', followed by a long horizontal line.

Edward J. Tannouse
Petitions Attorney
Office of Petitions
United States Patent and Trademark Office